

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

In Re: AUTOMOTIVE PARTS
ANTITRUST LITIGATION

Case No. 12-md-02311
Honorable Marianne O. Battani

In re: ALTERNATORS
 STARTERS
 IGNITION COILS
 FUEL INJECTION SYSTEMS

 DIRECT PURCHASER ACTIONS

2:13-cv-00701-MOB-MKM
2:13-cv-01101-MOB-MKM
2:13-cv-01401-MOB-MKM
2:13-cv-02201-MOB-MKM

THIS RELATES TO:

ALL EUROPEAN AUTO SUPPLY, INC.,

Plaintiff,

VS.

2:15-cv-11827-MOB-MKM
2:15-cv-11828-MOB-MKM
2:15-cv-11830-MOB-MKM

DENSO CORPORATION, et al.,

Defendants.

THIS RELATES TO:

TIFFIN MOTOR HOMES, INC.

Plaintiff,

VS.

2:14-cv-10674-MOB-MKM

DENSO CORPORATION, et al.,

Defendants.

STIPULATION AND ORDER REGARDING TIMELINE FOR RESPONDING TO COMPLAINTS

All European Auto Supply, Inc. and Tiffin Motor Homes, Inc. (collectively, “Plaintiffs”) have filed the above-captioned actions (“Actions”) against various Defendants, including

Hitachi, Ltd., Hitachi Automotive Systems, Ltd. and Hitachi Automotive Systems Americas, Inc. (collectively, “Stipulating Defendants”), alleging violations of Section 1 of the Sherman Act in connection with the sale of Alternators, Starters, Ignition Coils and Fuel Injection Systems. So as to preserve both party and judicial resources, Plaintiffs and Stipulating Defendants, by and through their undersigned counsel, stipulate to the following with respect to the Action:

1. It is stipulated by and between the undersigned parties, by their respective counsel, that Hitachi, Ltd. and Hitachi Automotive Systems, Ltd., in satisfaction of the requirements of Fed. R. Civ. P. 4, agree to waive service of the Complaints in the above-captioned Alternators and Fuel Injection Systems actions. Plaintiffs agree to mail complete and unredacted copies of the Complaints in English and Japanese to Hitachi, Ltd. and Hitachi Automotive Systems, Ltd. via Federal Express (or other global delivery service) to an address in Japan to be provided to Plaintiffs by counsel for Stipulating Defendants.

2. Unless otherwise modified by a case management order entered in the Actions, Stipulating Defendants shall, as permitted by Fed. R. Civ. P. 12, answer, move, or otherwise respond within 120 days after either: (a) service on Stipulating Defendants of complete and unredacted copies of an amended complaint in the respective Actions in English and Japanese or (b) service on Stipulating Defendants of complete and unredacted copies of the current Complaint in the respective Actions in English and Japanese together with written notice by Plaintiffs that they will not be filing an amended complaint in the Action.

3. Plaintiffs and Stipulating Defendants stipulate and agree that the entry into this stipulation by Stipulating Defendants shall not constitute a waiver of (a) any jurisdictional defenses that may be available under Rule 12 of the Federal Rules of Civil Procedure, (b) any affirmative defenses under Rule 8 of the Federal Rules of Civil Procedure or (c) any other

statutory or common law defenses that may be available to Stipulating Defendants in this or any other related actions. Stipulating Defendants expressly reserve their right to raise any such defenses (or any other defense) in response to (a) the current complaint or any amended and/or consolidated complaint that may be filed on behalf of Plaintiffs or any other Direct Purchaser, and/or (b) any complaint that may be filed in any related action.

IT IS SO STIPULATED.

Dated: March 8, 2016

Interim Co-Lead Counsel for Direct Purchaser
Plaintiffs

/s/ Joseph C. Kohn

Joseph C. Kohn
William E. Hoese
Douglas A. Abrahams
KOHNSWIFT & GRAF, P.C.
One South Broad Street, Suite 2100
Philadelphia, PA 19107
Telephone: (215) 238-1700
jkohn@kohswift.com
whoese@kohswift.com
dabrahams@kohswift.com

/s/ Steven A. Kanner

Steven A. Kanner
William H. London
Michael H. Moskovitz
FREED KANNER LONDON
& MILLEN LLC
2201 Waukegan Road, Suite 130
Bannockburn, IL 60015
Telephone: (224) 632-4500
skanner@fklmlaw.com
wlondon@fklmlaw.com
mmoskovitz@fklmlaw.com

/s/ Eugene A. Spector

Eugene A. Spector
William G. Caldes
Jonathan M. Jagher
Jeffrey L. Spector
SPECTOR ROSEMAN KODROFF
& WILLIS, P.C.
1818 Market Street, Suite 2500
Philadelphia, PA 19103
Telephone: (215) 496-0300
espector@srkw-law.com
bcaldes@srkw-law.com
jjagher@srkw-law.com

Gregory P. Hansel

Gregory P. Hansel
Randall B. Weill
Michael S. Smith
PRETI, FLAHERTY, BELIEVAU
& PACHIOS LLP
One City Center, P.O. Box 9546
Portland, ME 04112-9546
Telephone: (207) 791-3000
ghansel@preti.com
rweill@preti.com
msmithl@preti.com

Dated: March 8, 2016

/s/ Craig P. Seebald

Craig P. Seebald
Alden L. Atkins
Lindsey R. Vaala
VINSON & ELKINS LLP
2200 Pennsylvania Ave NW
Suite 500-W
Washington, DC 20037
Telephone: (202) 639-6500
Facsimile: (202) 879-8995
cseebald@velaw.com
aatkins@velaw.com
lvaala@velaw.com

*Counsel for Hitachi, Ltd.; Hitachi Automotive
Systems, Ltd.; and Hitachi Automotive Systems
Americas, Inc.*

IT IS SO ORDERED.

Date: April 21, 2016

s/Marianne O. Battani

MARIANNE O. BATTANI
United States District Judge